



"History's Hometown"

CITY OF AUBURN

Douglas A. Selby
City Manager

AGENDA

May 11, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

The following matters may be brought before the Council at the **BUSINESS MEETING ON THURSDAY, MAY 17, 2012 AT 6:00 P.M. IN CITY COUNCIL CHAMBERS:**

1. Roll Call
2. Pledge of Allegiance to the Flag
3. Moment of Silent Prayer or Reflection
4. Public to be Heard
5. Approval of Meeting Minutes: April 30, 2012 Special Meeting and May 3, 2012
6. Presentations and Proclamations
 - A. Historic Preservation Month Proclamation - Presentation of Local Historic Preservation Awards Program- Christina Selvek and Michael Deming
7. Public Announcements
8. City Manager's Report
9. Presentation of Petition and Communications
10. State Environmental Quality Review Act Resolutions
11. Ordinances
 - A. Bond Ordinance #4 of 2012 - **SECOND READING** - Approval of the issuance of \$250,000 Serial Bonds to finance the cost of the 2012-13 City Sidewalk Program.
 - B. Bond Ordinance #5 of 2012 - **SECOND READING** - Approval of the issuance of \$2,250,000 Serial Bonds to finance the cost of the 2012-13 Road Improvement Program.

12. Resolutions

- A. Appointment Resolution #47 of 2012 authorizing an appointment to the Parks and Recreation Commission.
- B. Council Resolution #48 of 2012 designating a time for City Council meetings.
- C. Council Resolution #49 of 2012 authorizing the Mayor to submit a written request to the New York State Director of the Budget.
- D. Land Sale Resolution #50 of 2012 conveying Brookside Drive Extension.
- E. Financial Resolution #51 of 2012 authorizing the Mayor to accept an Edward Byrne Justice Assistance Grant.
- F. Council Resolution #52 of 2012 setting a date for a public hearing pursuant to Section 485a of the Real Property Tax Law.

13. Local Law

- A. Local Law #1 of 2012 providing an exemption from real property taxes as authorized by Section 485-a of New York Real Property Tax Law.

14. Tabled Legislation

- A. SEQRA Resolution #45 of 2012 - Determination for the 2012-2013 City Sidewalk Program.
- B. SEQRA Resolution #46 of 2012 - Determination for the 2012-2013 Road Improvement Program.

15. Other Business

- A. Discussion of preliminary 2012-13 Budget - Doug Selby

16. Recap

17. Adjournment

Respectfully submitted,



Douglas A. Selby
City Manager
/ld

**City of Auburn
City Council
Tuesday April 30, 2012 4:00PM
Special Meeting
w/ the Auburn Municipal Power Agency**

Minutes

A special meeting of the Auburn City Council was called to order at 4:00PM in the Training Room on the Third Floor of City Hall, 24 South St. Auburn NY by Mayor Michael D. Quill.

Roll Call The City Clerk Called the roll. Councilors Graney, Ruzicka, Smith and Mayor Quill, **PRESENT**. Councilor Camardo absent at roll; arrived at 4:45PM. Mayor Quill excused himself at 5:10PM to leave for a prior com. Councilor Smith filled in for the Mayor.

Members of AMPA present, Denny Zach, Nancy Hussey.

City Staff Present:

City Manager	Doug Selby
Corporation Counsel	John Rossi
City Clerk	Debby McCormick
Municipal Utilities Dr.	Vicki Murphy
Water Filtration Super	Anthony DeCaro
CIP Manager	Christina Selvek
Engineering Dr.	William Lupien

The Mayor led the **Pledge of Allegiance** and asked for a **Moment of Silence**.

Mayor Quill turned the meeting over to City Manager Doug Selby. Mr. Selby introduced Denny Zach, Chairman of the AMPA and Vicky Murphy, Municipal Utilities Director to present information to Council.

The following represents items and issues from the discussion and presentation:

- The landfill gas to energy generation plant is a financial drain to the city.
Approximately \$400,000 deficit annually.
 - ✓ The City is unable to produce enough gas to yield the two megawatts per hour required by the contract with Auburn Energy.
- Ms. Murphy suggested examining the wells that are not producing gas.
- City is working with Peter Zelif IES Technology.

- Wells are said to be 'watered out' - full of water. Need to find problem and fix it. Use of cameras in lines was suggested to access performance immediately.
- Identifying and securing customers' needs to happen.
- Mixing the landfill gas before burning was mentioned but issues with tax credits prohibit.
- Joining an ISO Independent Systems Operator for efficient marketing.
- Consensus from Council was something must be done to reduce losses. Action needs to be taken.
- Council also gave staff authority to do whatever is needed to reduce losses in the quickest way possible.
- Council asked the Agency to provide them with a timeline
- Funding is available for new wells, contacting Assemblyman Finch was requested.
- Denny Zach requested that Council include a budget line for the agency in the city budget.
- Engineer Bill Lupien reported that geothermal wells at City Hall have excess capacity. Mayor Quill and Councilor Smith asked if connecting Wegmans, YMCA, and Seward House to our geothermal system has ever been investigated.

Motion to adjourn by Councilor Graney, Seconded by Councilor Smith. All in favor.
Council adjourned at 5:25PM

**City of Auburn
City Council - Business Meeting
Thursday May 3, 2012 6:00PM
Minutes**

The regular meeting of the Auburn City Council was called to order at 6:00PM in City Council Chambers, 24 South St. Auburn NY by Mayor Michael D. Quill.

Roll Call

The City Clerk Called the roll. Councilor Camardo, Ruzicka, and Mayor Quill, **PRESENT.** Councilor Graney and Smith absent.

City Staff Present:

City Manager	Doug Selby
Corporation Counsel	John Rossi
City Clerk	Debby McCormick
Police Chief	Gary Giannotta
Fire Chief	Jeffery Dygert
CIP Manager	Christina Selvek

The Mayor led the **Pledge of Allegiance** and asked for a **Moment of Silence.**

Public to be heard -

Jerry Morgan Standard Woods Apartments spoke to complain about a letter from the Code Department sent to his son regarding a violation related to leaving a large item on the curb in front of his house. He also complained about campaign signs that were out of compliance on various streets that are not being addressed by the Codes office.

Council **Approved the Minutes** from the April 26th Council Meeting.

Presentations and Proclamations - None.

Public Announcements - The Clerk read.

City Manager's Report

The City Manager reported that City Hall will participate in the Downtown First Friday Event on May 4th.

Mr. Selby asked Vicky Murphy Director of Municipal Utilities to update Council on the Power Agency Action plan.

He also asked Jenny Haines Director of Planning and Economic Development to update Council on the tax abatement section 485 A.

The Clerk read communications.

Council tabled the SEQR resolutions.

Council discussed the road and sidewalk programs and asked Bill Lupien, Engineering Superintendent questions on the BID and implementation process.

Ordinances FIRST READINGS

The City Clerk read into the record a first reading of **Bond Ordinances #4 of 2012** approving a \$250,000 Serial Bond to finance the cost of the 2012-13 City Sidewalk Program and **Bond Ordinance #5 of 2012** approving the issuance of \$2,250,000 Serial Bonds to finance the cost of the 2012-13 Road Improvement Program.

Council continued with discussion on these programs with Bill Lupien, Engineering Superintendent.

Resolutions - NONE

There were no local laws or tabled legislation.

Other Business - Work Session

The City Manager distributed a draft of the preliminary budget for 2012-13 to Council. He acknowledged that it was not balanced at this time and it is presented with budget requests from department heads unchanged. He would wait for Council to talk about their priorities and desires before making any changes.

Councilor Camardo asked about the bank kiosk that was demolished earlier in the day. Mr. Lupien responded.

Council adjourned to executive session at 6:40PM.

Council adjourned at 7:15PM

MEMORANDUM

To: Hon. Mayor and Members of City Council
From: Christina Selvek, Dir. of Capital Projects & Grants
CC: Douglas A. Selby, City Manager; Michael Deming, HRRB Chair
Date: May 11, 2012
Re: National Historic Preservation Month and Local Historic Preservation Awards
Program Presentation

Background

As staff to the City of Auburn Historic Resources Review Board (HRRB), I am pleased to inform you that May is National Preservation Month and this year's theme is "Discover America's Hidden Gems". In honor of National Preservation Month, the HRRB has requested the Mayor to issue a local proclamation declaring May 2012 as National Historic Preservation Month.

In addition, the HRRB would like to recognize local residential property owners and organizations for projects that were completed through the Certificate of Appropriateness review process or that have or will have a positive impact on the City of Auburn's neighborhoods. This year's nominations for the Local Historic Preservation Awards Program include:

54 South Street- Outstanding Rehabilitation of Residential Property
46 South Street- Outstanding Rehabilitation of Residential Property
203 Genesee Street (Cayuga Museum)- Adaptive Reuse of Non-residential Property- Theater Mack
138 E. Genesee Street (Lakes Church)- Reuse of Vacant Non-residential Property

In this time of economic uncertainty it is important to recognize individuals and organizations that are willing to continue to invest in the City of Auburn's housing stock and neighborhoods, which ultimately improves the quality of life for all City residents. I hope you will join HRRB in recognizing these local historic preservation projects during National Historic Preservation Month.

Respectfully submitted,

Christina J. Selvek,
Dir. of Capital Projects and Grants



CITY OF AUBURN

"History's Hometown"

Douglas A. Selby
City Manager

April 27, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

Please find for a first reading Bond Ordinance #4 of 2012 approving the issuance of serial bonds for the 2012-13 City Sidewalk Program.

Very truly yours,

A handwritten signature in cursive script, reading "Douglas A. Selby".

Douglas A. Selby
City Manager

/ld
Enclosures

BOND ORDINANCE #4 OF 2012

BOND ORDINANCE OF THE CITY OF AUBURN, NEW YORK, AUTHORIZING THE ISSUANCE OF \$250,000 SERIAL BONDS TO FINANCE THE COST OF SIDEWALK IMPROVEMENTS.

BE IT ORDAINED by Council of the City of Auburn, New York as follows:

Section 1. The City of Auburn, New York (the "City") is hereby authorized to undertake the reconstruction or construction of replacement sidewalks of brick, stone or concrete and handicap access curbing, at an estimated maximum cost of \$250,000 and to issue an aggregate \$250,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$250,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$250,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten (10) years pursuant to paragraph 24 of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this Ordinance shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this Ordinance and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other Bond Ordinances previously or hereafter adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 12. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 15. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED

STATE OF NEW YORK)
) SS.:
COUNTY OF CAYUGA)

I, DEBRA A. McCORMICK, Clerk of the City of Auburn, Cayuga County, New York (the "City"), DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City, held on the 3rd day of May, 2012, including the Ordinance contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full Council of the City consists of five (5) members; that ____ () members of the Council were present at such meeting; and that ____ () of such members voted in favor of the above Ordinance.

I FURTHER CERTIFY that (i) all members of the Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 3rd day of May, 2012.

Debra A. McCormick, Clerk, City of
Auburn, Cayuga County, New York

(SEAL)



April 27, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

Please find for a first reading Bond Ordinance #5 of 2012 approving the issuance of serial bonds for the 2012-13 Road Improvement Program.

Very truly yours,

A handwritten signature in black ink, appearing to read "Douglas A. Selby".

Douglas A. Selby
City Manager

/ld
Enclosures

By Councilor _____

May 3, 2012

BOND ORDINANCE #5 OF 2012**BOND ORDINANCE OF THE CITY OF AUBURN, NEW YORK, AUTHORIZING THE ISSUANCE OF \$2,250,000 SERIAL BONDS TO FINANCE THE COST OF THE 2012-2013 ROAD IMPROVEMENT PROGRAM**

BE IT ORDAINED by Council of the City of Auburn, New York as follows:

Section 1. The City of Auburn, New York (the "City") is hereby authorized to undertake the reconstruction and resurfacing of various City streets and roads, including sidewalks, curbs, gutters, drainage, landscaping, and grading or improving the rights of way, with a pavement which will be more durable construction than pavement of sand and gravel, water-bound macadam or penetration process with single-surface treatment at an estimated maximum cost of \$2,250,000 and to issue an aggregate \$2,250,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid object or purpose.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$2,250,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of \$2,250,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen (15) years pursuant to paragraph 20(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in

anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this Ordinance shall be from the City's General Fund. It is intended that the City shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this Ordinance and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Comptroller, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other Bond Ordinances previously or hereafter adopted by the City Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Comptroller, the Chief Fiscal Officer of the City.

Section 10. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. The City Comptroller, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 12. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 15. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor _____.

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED

STATE OF NEW YORK)
) SS.:
COUNTY OF CAYUGA)

I, DEBRA A. McCORMICK, Clerk of the City of Auburn, Cayuga County, New York (the "City"), DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City, held on the 3rd day of May, 2012, including the Ordinance contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full Council of the City consists of five (5) members; that ____ () members of the Council were present at such meeting; and that ____ () of such members voted in favor of the above Ordinance.

I FURTHER CERTIFY that (i) all members of the Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 3rd day of May, 2012.

Debra A. McCormick, Clerk, City of
Auburn, Cayuga County, New York

(SEAL)



"History's Hometown"

CITY OF AUBURN

Office of the Mayor
Honorable Michael D. Quill

May 9, 2012

Members of City Council
of the City of Auburn, New York

Dear Members of Council:

Enclosed please find for your review a Resolution authorizing an appointment to the
Parks and Recreation Commission (PARC).

Very truly yours,

A handwritten signature in black ink, reading "Michael D. Quill". The signature is fluid and cursive, with the first name "Michael" and last name "Quill" clearly legible.

Hon. Michael D. Quill
Mayor

Office of the Mayor

MEMORANDUM

To: Members of City Council

From: Michael D. Quill, Mayor

CC: Doug Selby, City Manager; Mike Talbot, Superintendent of DPW;
Debra McCormick, City Clerk

Date: May 9, 2012

Re: **Appointment Resolution #47 of 2012** - Appointment to the Parks and Recreation
Commission

Background:

In accordance with Article I, Section 11 of the Auburn City Code, the Parks and Recreation Commission (PARC), consisting of 15 members, shall be appointed by the Mayor with the approval of City Council. The commission will represent the voices of the community, working together to make recommendations for the City's parks and recreation programs. These recommendations will be brought to management for review and implemented if approved by Council.

The Mayor's office recommends approval of Appointment Resolution # 47 of 2012, thereby authorizing the Mayor to appoint the following person to the Parks and Recreation Board to fill a current vacancy. The follow appointment will be a three year term, effective May 17, 2012.

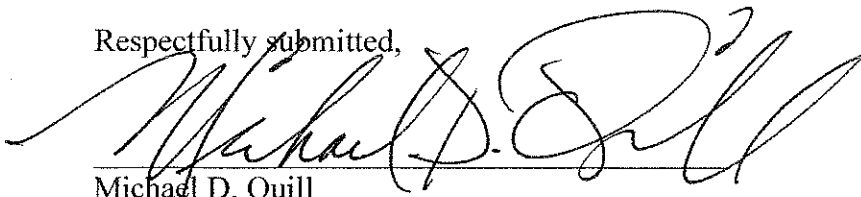
New Appointment:

Jason Kufs 44 Kearney Avenue, Auburn, with term to expire April 30, 2015

Fiscal Implications:

There are no direct costs to the City related to these appointments.
Please let me know if you have any questions or need further information.

Respectfully submitted,



Michael D. Quill
Mayor

APPOINTMENT RESOLUTION #47 OF 2012

APPOINTING A MEMBER OF THE PARKS AND RECREATION COMMISSION

By Councilor _____

May 17, 2012

WHEREAS, Article I entitled "Parks and Recreation Commission" of the Auburn City Code, pursuant to Section 11-1 designates the number of members, appointment process and terms of individuals appointed to the Commission; and

WHEREAS, there currently exists a vacancy and the Mayor, with the approval of the City Council, desires to appoint a member to fill the existing vacancy; and

WHEREAS, the Mayor desires to appoint Jason Kufs who resides at 44 Kearney Avenue, Auburn, New York as a member of the Parks and Recreation Commission, subject to the approval of the City Council, said appointment shall be for a term of three (3) years commencing May 17, 2012 and expiring April 30, 2015.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve the appointment by the Mayor of Jason Kufs, who resides at 44 Kearney Avenue, Auburn, New York as a member of the Auburn Parks and Recreation Commission for a term of three (3) years, said term to commence May 17, 2012 and shall expire April 30, 2015.

Seconded by: _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



"History's Hometown"

CITY OF AUBURN

John C. Rossi, Esq.
Corporation Counsel

Andrew S. Fusco, Esq.
Assistant Corporation Counsel

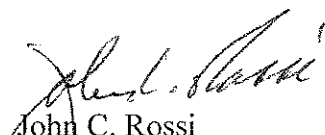
May 10, 2012

Honorable Mayor and City Council
Of the City of Auburn, NY 13021

Dear Mayor and Members of Council:

Enclosed please find for your review Council Resolution #48 of 2012 designating a time for City Council Meetings.

Very truly yours,


John C. Rossi
JCR:rdt
Enclosures

COUNCIL RESOLUTION #48 of 2012

DESIGNATING A TIME FOR CITY COUNCIL MEETINGS

By Councilor _____

May 17, 2012

WHEREAS, the Auburn City Council regularly meets at 6:00 p.m. on the first four Thursdays of each month, pursuant to Charter provision Section C-8; and

WHEREAS, the Auburn City Council is desirous of changing the meeting time for City Council meetings commencing the first meeting after Memorial Day 2012, namely June 7, 2012 to 4:30 p.m. and continuing said meeting time until Labor Day, September 3, 2012; and

WHEREAS, the next regularly scheduled meeting after Labor Day will be on Thursday, September 6, 2012 and shall be held at the regular time of 6:00 p.m.

NOW THEREFORE BE IT RESOLVED that the meetings of the Auburn City Council commencing on the first meeting date after Memorial Day 2012, namely, June 7, 2012 until the first meeting after Labor Day 2012 shall be at 4:30 p.m. and shall return to its regular meeting time at 6:00 p.m. on September 6, 2012.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



CITY OF AUBURN

"History's Hometown"

Douglas A. Selby
City Manager

May 11, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

Enclosed please find for your review Council Resolution #49 of 2012 authorizing the Mayor to submit a written request to the New York State Director of the Budget.

Sincerely,

A handwritten signature in black ink, reading "Douglas A. Selby". The signature is fluid and cursive, with the first name "Douglas" being more prominent than the last name "Selby".

Douglas A. Selby
City Manager

/ld
Enclosure

COUNCIL MEMORANDUM

TO: Honorable Mayor and Members of City Council

FROM: John C. Rossi, Esq., Corporation Counsel
and Douglas Selby, City Manager

DATE: May 10, 2012

SUBJECT: Council Resolution #49 of 2012
Authorizing the Mayor to Submit a Written Request to the New York
State Director of the Budget

Background:

A Budget Bill enacted by the New York State Legislature and signed by the Governor provides for the payment of aid and incentives for municipalities in an amount listed therein, namely, \$3,400,000 for the City of Auburn for payment to the City in order to close a budget gap for the 2012-2013 City fiscal year.

In order to receive this payment, the Chief Elected Official of the City of Auburn must forward a written request to the Director of the Budget no later than June 30, 2012 and such written request shall include an attestation that the net payment amount being requested is necessary to close a budget gap for the ensuing 2012-2013 fiscal year, and an acknowledgment that any such payment acceleration provides a one-time increase in aid for the 2012-2013 fiscal year only.

Fiscal Implications:

The receipt of \$3,400,000 in State aid for the 2012-2013 fiscal year.

COUNCIL RESOLUTION #49 of 2012

AUTHORIZING THE MAYOR TO SUBMIT A WRITTEN REQUEST TO THE NEW YORK STATE DIRECTOR OF THE BUDGET

By Councilor _____

May 17, 2012

WHEREAS, State of New York has enacted legislation whereby the Chief Elected Officer of any city receiving State aid may send a written request to the Director of the Budget not later than June 30, 2012 in order to receive an amount of State aid necessary to close a budget gap for the municipality for the ensuing 2012-2013 city fiscal year; and

WHEREAS, the Mayor, as the Chief Elected Official of the City of Auburn must be authorized to attest to the Director of the Budget that the net payment amount of \$3,400,000 being requested is necessary to close a budget gap for the ensuing City of Auburn 2012-2013 fiscal year with an acknowledgment that any such payment acceleration provides a one-time increase in aid for the 2012-2013 fiscal year only; and

WHEREAS, the City of Auburn is experiencing a budget gap for the 2012-2013 City fiscal year, the City Council must authorize the Mayor to request a net payment amount allocated for the City of Auburn, New York.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby authorize the Mayor to forward a written request to the Director of the Budget in order to obtain a net payment in the amount of \$3,400,000 and attest that the requested amount is necessary to close a budget gap for the ensuing 2012-2013 City of Auburn fiscal year and said written request shall acknowledge that the payment acceleration provides a one-time increase in aid for the 2012-2013 Auburn fiscal year only.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



CITY OF AUBURN

"History's Hometown"

John C. Rossi, Esq.
Corporation Counsel

Andrew S. Fusco, Esq.
Assistant Corporation Counsel


May 10, 2012

Honorable Mayor and City Council
Of the City of Auburn, NY 13021

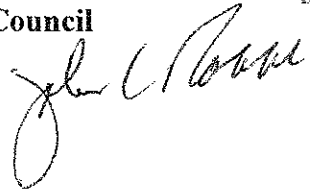
Dear Mayor and Members of Council:

Enclosed please find for your review Land Sale Resolution #50 of 2012 conveying Brookside Drive Extension to David Kreydatus.

Very truly yours,


John C. Rossi
JCR:rdt
Enclosures

COUNCIL MEMORANDUM

TO: Honorable Mayor and Members of City Council
FROM: John C. Rossi, Esq., Corporation Counsel 
DATE: May 10, 2012
SUBJECT: Council Resolution #50 of 2012
Conveying Brookside Drive Extension to David Kreydatus

Background:

Brookside Drive Extension is a paper street which extends from Grant Avenue in a westerly direction between premises designated as 263 Grant Avenue and 271 Grant Avenue. This is a paper street which is not in use by the general public nor is it paved. The City has utilities in that roadbed and any sale would restrict the use of the premises to ingress and egress only and a restriction would not allow the erection of any structures on the premises.

The Brookside Drive Extension is surplus property no longer used by the City and the sale/purchase price in the amount of \$25,000 is fair and equitable under the circumstances which exist in reference to those premises.

Fiscal Implications:

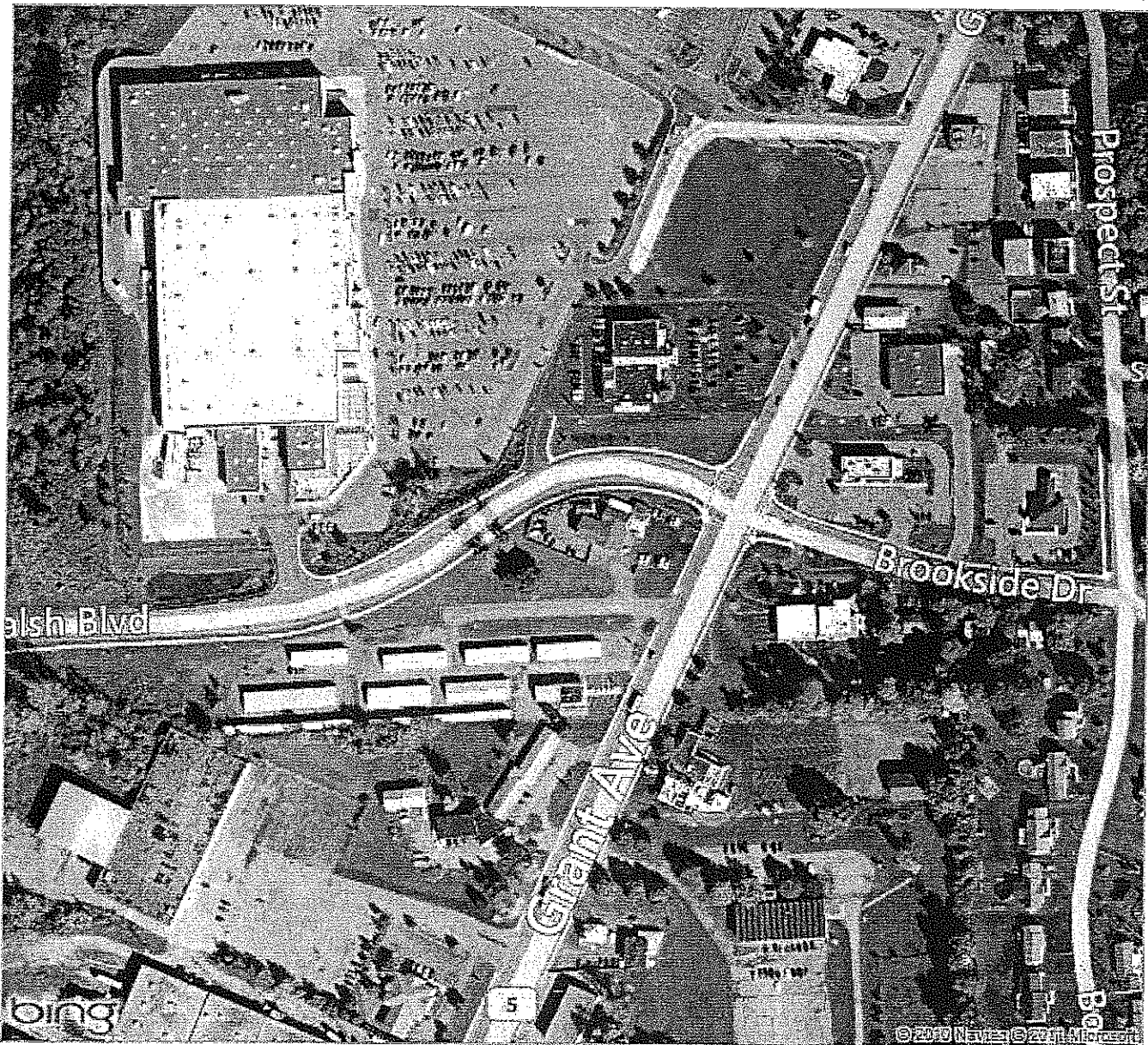
The receipt of \$25,000 into the General City Fund.


bing Maps

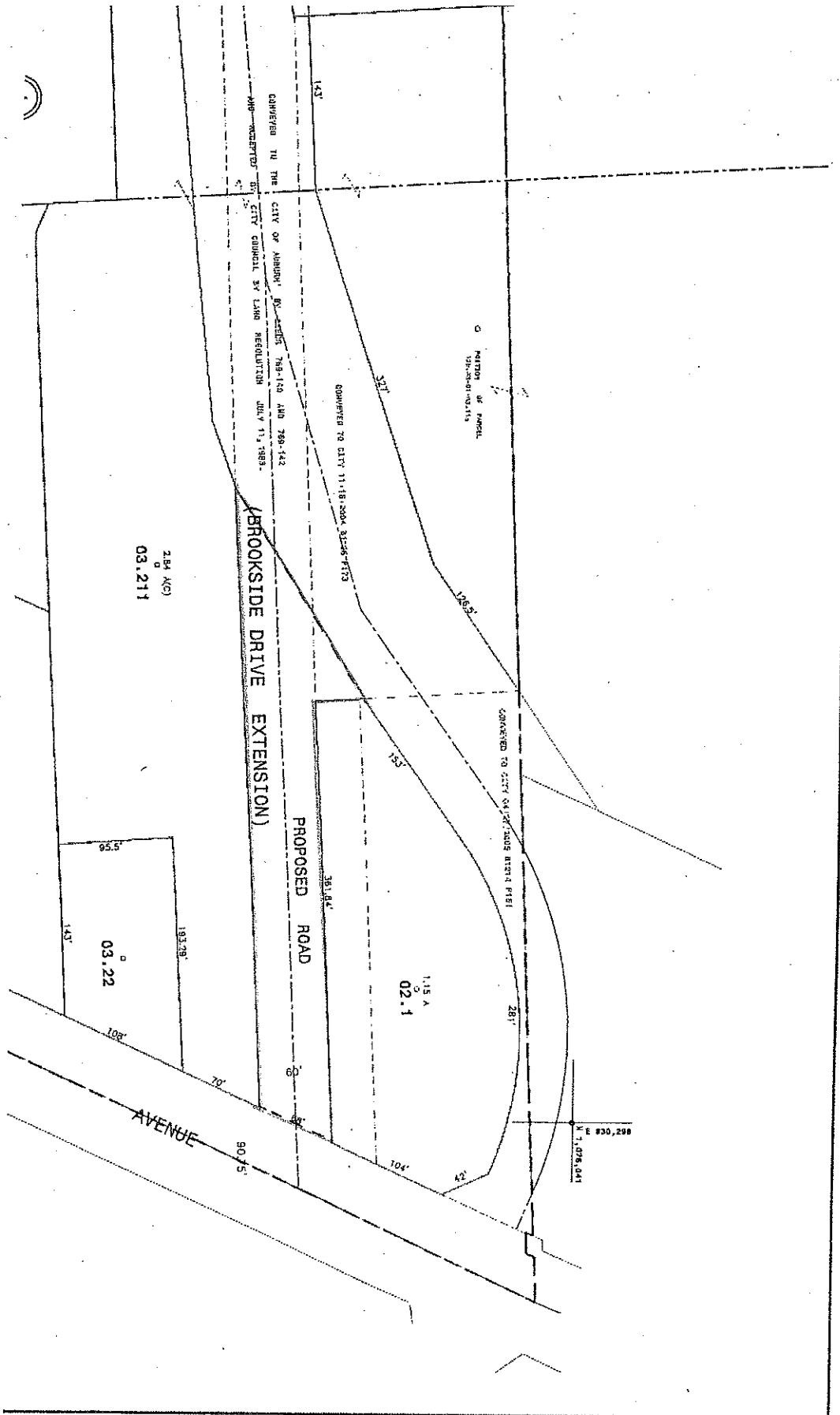
My Notes



On the go? Use m.bing.com to find maps, directions, businesses, and more



 Bird's eye view maps can't be printed, so another map view has been substituted.



LAND SALE RESOLUTION #50 of 2012

CONVEYING BROOKSIDE DRIVE EXTENSION TO DAVID KREYDATUS

By Councilor _____

May 17, 2012

WHEREAS, the City of Auburn is the owner of a paper street known as Brookside Drive Extension which extends westerly from Grant Avenue adjacent to premises owned by David Kreydatus situated at 271 Grant Avenue; and

WHEREAS, Brookside Drive Extension is an unpaved designated street not in use for the general public and contains City utilities in its designated proposed roadway; and

WHEREAS, David Kreydatus is interested in acquiring the premises to provide for ingress and egress to his current auto repair facility located directly to the north of the said Brookside Drive Extension and has offered the sum of \$25,000 to the City in order to obtain title to the paper street; and

WHEREAS, any conveyance would restrict the use of the paper street to ingress and egress with a restriction that no structures may be erected thereon to interfere with the utilities in the roadbed; and

WHEREAS, the City has no use for Brookside Drive Extension and it is surplus property.

NOW, THEREFORE BE IT RESOLVED that the Auburn City Council does hereby approve a sale of Brookside Drive Extension to David Kreydatus for ingress and egress in connection with his premises at 271 Grant Avenue, Auburn, New York, and that the City accept a payment by David Kreydatus in the amount of \$25,000 for purchase of the premises and that the deed conveying ownership shall contain a restriction that no structures may be erected on the Brookside Drive Extension.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



"History's Hometown"

CITY OF AUBURN

Department of Police
Gary J. Giannotta
Chief of Police

Thomas F. Murphy
Deputy Chief

May 17, 2012

**To the Honorable Mayor and Members of City Council
of the City of Auburn, New York**

Dear Members of Council,

Enclosed please find for your review a resolution authorizing the Mayor to accept monies from the Edward Byrne Justice Assistance Grant (JAG) award in the amount of \$15,000.00 to be applied toward the purchase of an unmarked Patrol Cruiser.

Sincerely,

A handwritten signature in black ink, reading "Gary J. Giannotta". The signature is fluid and cursive, with the first name "Gary" being more prominent.

Gary J. Giannotta
Chief of Police



CITY OF AUBURN

"History's Hometown"

Department of Police
Gary J. Giannotta
Chief of Police

Thomas F. Murphy
Deputy Chief

TO: Honorable Mayor and Members of Council

FROM: Gary J. Giannotta – Chief of Police

DATE: May 17, 2012

SUBJECT: Edward Byrne Justice Assistance Grant (JAG) Award

Background:

The City of Auburn has been awarded \$15,000.00 in grant monies thanks to the efforts of Senator Michael Nozzolio. We have determined that the best use of these monies would be to apply them to the purchase of an unmarked Police Cruiser. The vehicle will be purchased through the New York State Contract purchasing authority. The City of Auburn Police department will be administering the grant funding as stated in the above formula, and will also be responsible for all tracking requirements set forth in the Grant application.

This is an acceptable purchase under the provisions of the Edward Byrne Justice Assistance Grant (JAG).

Financial Impact:

The cost of the vehicle is \$22,000.00, fully equipped. The difference in the grant and cost of the vehicle has been included in the 2012-2013 operating budget.



Gary J. Giannotta
Chief of Police

FINANCIAL RESOLUTION #51 of 2012

**AUTHORIZING THE MAYOR TO ACCEPT AN
EDWARD BYRNE JUSTICE ASSISTANCE GRANT**

By Councilor _____

May 17, 2012

WHEREAS, through the efforts of Senator Michael Nozzolio, the City of Auburn has been awarded \$15,000 in grant monies pursuant to the Edward Byrne Justice Assistance Grant (JAG) Award; and

WHEREAS, it has been determined that the best use of these grant funds would be to apply them toward the purchase of an unmarked Police cruiser which will be purchased through the New York State Contract Purchasing Authority; and

WHEREAS, the City of Auburn Police Department will administering the Grant's funding pursuant to the grant formulas and will be responsible for tracking requirements set forth in the Grant application; and

WHEREAS, it is necessary that the Auburn City Counsel authorize the Mayor to accept the monies from the grant award in order to receive the funds.

NOW, THEREFORE BE IT RESOLVED that the Auburn City Council does hereby authorize the Mayor to accept monies from the Edward Byrne Justice Assistance Grant (JAG) Award in the amount of \$15,000 to be allocated to the Police Vehicles account (A3120.230), and that said funds shall be applied toward the purchase of an unmarked Police cruiser which will be purchased through the New York State Contract Purchasing Authority.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



"History's Hometown"

CITY OF AUBURN

John C. Rossi, Esq.
Corporation Counsel

Andrew S. Fusco, Esq.
Assistant Corporation Counsel

May 11, 2012

Honorable Mayor and City Council
Of the City of Auburn, NY 13021

Dear Mayor and Members of Council:

Enclosed please find for your review Council Resolution #52 of 2012 setting a date for a public hearing.

Very truly yours,

A handwritten signature in cursive script, reading "John C. Rossi".

John C. Rossi
JCR:rdt
Enclosures

COUNCIL RESOLUTION #52 of 2012

SETTING A DATE FOR A PUBLIC HEARING

By Councilor _____

May 17, 2012

WHEREAS, the City of Auburn is desirous of enacting Local Law #1 of 2012 which allows the City of Auburn to grant a Residential-commercial Urban Exemption Program pursuant to Section 485a of the Real Property Tax Law; and

WHEREAS, it is necessary that Local Laws be aged pursuant to the provisions of Section 20(4) of the Municipal Home Rule Law; and

WHEREAS, a first reading of the Local Law has been held on May 17, 2012 and a second reading and a vote enacting the Law will be on the Auburn City Council Agenda on June 7, 2012 and State law requires that a public hearing be held prior to the final adoption of a Local Law.

NOW THEREFORE BE IT RESOLVED that the Auburn City Council does hereby authorize the Auburn City Clerk to publish notice of a public hearing to be held by the Auburn City Council of the City of Auburn, New York on June 7, 2012 for the purpose of considering the enactment of a Residential-Commercial Urban Exemption Program pursuant to Section 485a of the Real Property Tax Law.

Seconded by Councilor _____

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



"History's Hometown"

CITY OF AUBURN

John C. Rossi, Esq.
Corporation Counsel

Andrew S. Fusco, Esq.
Assistant Corporation Counsel


May 10, 2012

Honorable Mayor and City Council
Of the City of Auburn, NY 13021

Dear Mayor and Members of Council:

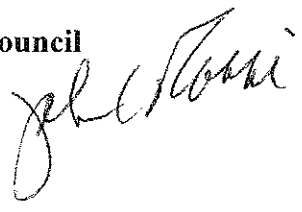
Enclosed please find for your review Local Law #1 of 2012 providing an exemption from real property taxes for qualified residential-commercial urban real property as authorized by Section 485-a of New York Real Property Tax Law.

Very truly yours,


John C. Rossi
JCR:rdt
Enclosures

COUNCIL MEMORANDUM

TO: Honorable Mayor and Members of City Council

FROM: John C. Rossi, Esq., Corporation Counsel 

DATE: May 10, 2012

SUBJECT: Local Law #1 of 2012
A Local Law Providing for an Exemption From Real Property Taxes
for Qualified Residential-Commercial Urban Real Property as
Authorized by Section 485-a of New York Real Property Tax Law

Background:

Section 485 of the Real Property Tax Law entitled "Residential-Commercial Urban Exemption Program" provides that any municipality may, by Local Law, provide for the exemption of real property from taxation as provided in that Section. The Local Law shall conform with the State legislation in that non-residential real property, upon conversion to mixed use property, shall be exempt from taxation and special *ad valorem* levies as provided in that section.

An exemption shall be valid for a period of twelve years from the approval of the application, the increase in assessed value of such property attributable to such conversion shall be exempt as provided. The exemption shall be computed with respect to the exemption base and shall be determined for each year in which there is an increase in assessed value so attributable from that of the previous year's assessed value and the period of the tax exemption shall be for a term of twelve years.

The conversion must be commenced subsequent to the date on which the municipality's Local Law takes effect and the cost of the conversion must exceed the sum of \$10,000. The term conversion shall not include ordinary maintenance and repairs.

The exemption is only valid for the municipality which enacts a Local Law, in this case only the tax levy from the City of Auburn may be exempt pursuant to this law.

Fiscal Implications:

Unknown and dependent upon the number of applications that may be approved. As stated in the law, the exemption will affect only that increase in assessed valuation that results from the amount in the assessed valuation attributed to the cost of the conversion.

LOCAL LAW #1 OF 2012

A LOCAL LAW PROVIDING FOR AN
EXEMPTION FROM REAL PROPERTY TAXES
FOR QUALIFIED RESIDENTIAL-
COMMERCIAL URBAN REAL PROPERTY AS
AUTHORIZED BY SECTION 485-a OF NEW
YORK REAL PROPERTY TAX LAW

BE IT ENACTED, by the City Council of the City of Auburn as follows:

Section 1. The purpose of this Local Law is to provide for a real property tax exemption from City of Auburn City real property taxes as authorized by Section 485-a of the Real Property Tax law of the State of New York relative to the conversion of qualified non-residential real property to mixed-use commercial and residential status in accordance with the terms of State law and this Local Law. This Local Law shall be read in conjunction with the provisions of Section 485-a of the Real Property Tax Law to effectuate the authorized real property tax exemption.

Section 2. Definitions

As used in this Local Law, the following terms shall have the following meanings:

- (a) "Municipality" means the City of Auburn, New York.
- (b) "Applicant" means any person obligated to pay real property taxes on the property for which an exemption from real property taxes under this section is sought.
- (c) "Commercial construction work" means the modernization, rehabilitation, expansion or other improvement of the portion of mixed-use property to be used for commercial purposes.
- (d) "Commercial purpose or use" means the buying, selling or otherwise providing of goods or services, including hotel services, or other lawful business or commercial activities permitted in mixed-use property.
- (e) "Mixed-use property" means property on which will exist, after completion of residential construction work or a combination of residential construction work and commercial construction work, a building or structure used for both residential and commercial purposes.

(f) "Person" means an individual, corporation, limited liability company, partnership, association, agency, trust, estate, foreign or domestic government or subdivision thereof, or other entity.

(g) "Residential construction work" means the creation, modernization, rehabilitation, expansion or other improvement of dwelling units, other than dwelling units in a hotel, in the portion of mixed-use property to be used for residential purposes.

Section 3. The City of Auburn, by this Local Law, provides for the exemption of real property from taxation as provided in this Local Law. Upon the adoption of this Local Law, the County of Cayuga and the Auburn Enlarged School District may, by Resolution, exempt such property from its taxation in the same manner and to the same extent as the City of Auburn has done.

Section 4. Upon the adoption of this Local Law, non-residential real property, upon conversion to mixed-use property, shall be exempt from taxation and special ad valorem levies as provided for in Section 5 of this Local Law.

Section 5. (a) (i) For a period of twelve years form the approval of an application, the increase in assessed value of such property attributable to such conversion shall be exempt as provided in subparagraph (ii) of this Section. Such exemption shall be computed with respect to the "exemption base". The exemption base shall be determined for each year in which there is an increase in assessed value so attributable from that of the previous year's assessed value.

(ii) The following table shall illustrate the computation of the tax exemption:

<u>Year of Exemption</u>	<u>Percentage of Exemption</u>
1 through 8	100% of exemption base
9	80% of exemption base
10	60% of exemption base
11	40% of exemption base
12	20% of exemption base

(b) No such exemption shall be granted unless:

(i) Such conversion was commenced subsequent to the date on which the City of Auburn Local Law took effect; and

(ii) The cost of such conversion exceeds the sum of ten thousand dollars.

(c) For purposes of this Section, the term conversion shall not include ordinary maintenance and repairs.

(d) No such exemption shall be granted concurrent with or subsequent to any other real property tax exemption granted to the same improvements to real property, except, where during the period of such previous exemption, payments in lieu of taxes or other payments were made to the City of Auburn in an amount that would have been equal to or greater than the amount of real property taxes that would have been paid on such improvements had such property been granted an exemption pursuant to this Local Law. In such case, an exemption shall be granted for a number of years equal to the twelve year exemption granted pursuant to this Local Law less the number of years the property would have been previously exempt from real property taxes.

Section 6. Such exemption shall be granted only upon application by the owner of such real property on a form prescribed by the State Board. Such application shall be filed with the assessor of the City of Auburn having the power to assess property for taxation on or before the appropriate taxable status date of the City of Auburn.

Section 7. If the assessor is satisfied that the applicant is entitled to an exemption pursuant to this Local Law, he or she shall approve the application and such real property shall thereafter be exempt from taxation and special ad valorem levies as in this Local Law provided commencing with the assessment roll prepared after the taxable status date referred to in Section 6 of this Local Law. The assessed value of any exemption granted pursuant to this Local Law shall be entered by the assessor on the assessment roll with the taxable property, with the amount of the exemption shown in a separate column.

Section 8. Severability. If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 9. Effective Date. This Local Law shall take effect immediately subject to the provisions of the New York Municipal Home Rule Law.

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED



April 27, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

Please find for your review SEQRA Resolution #45 of 2012 for the determination for the
2012-2013 City Sidewalk Program..

Very truly yours,

Douglas A. Selby
City Manager

/ld
Enclosures

SEQRA RESOLUTION #45 OF 2012

**DETERMINING THAT PROPOSED ACTIONS
ARE TYPE II ACTIONS FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

By Councilor _____

May 3, 2012

WHEREAS, the City Council of the City of Auburn, New York (the "City") is considering undertaking the reconstruction or construction of replacement sidewalks of brick, stone or concrete and handicap access curbing (the "Project"); and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK AS FOLLOWS:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2) and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Councilor

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED

STATE OF NEW YORK)
)
COUNTY OF CAYUGA)

I, DEBRA A. McCORMICK, Clerk of the City of Auburn, Cayuga County, New York (the "City"), DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City, held on the 3rd day of May, 2012, including the resolution contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full Council of the City consists of five (5) members; that _____ () members of the Council were present at such meeting; and that _____ () of such members voted in favor of the above Ordinance.

I FURTHER CERTIFY that (i) all members of the Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 3rd day of May, 2012.

Debra A. McCormick, Clerk, City of
Auburn, Cayuga County, New York

(SEAL)



"History's Hometown"

CITY OF AUBURN

Douglas A. Selby
City Manager

April 27, 2012

To the Honorable Mayor and Council
of the City of Auburn, New York

Dear Members of Council:

Please find for your review SEQRA Resolution #46 of 2012 for the determination for the 2012-2013 Road Improvement Program.

Very truly yours,

Douglas A. Selby
City Manager

/ld
Enclosures

SEQRA RESOLUTION #46 OF 2012

**DETERMINING THAT PROPOSED ACTIONS
ARE TYPE II ACTIONS FOR PURPOSES OF
THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

By Councilor _____

May 3, 2012

WHEREAS, the City Council of the City of Auburn, New York (the "City") is considering undertaking the reconstruction and resurfacing of the City's existing streets and roads not involving the addition of new travel lanes (the "Project"); and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK AS FOLLOWS:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(4) and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Councilor _____.

	AYES	NOES
Councilor Graney		
Councilor Camardo		
Councilor Smith		
Councilor Ruzicka		
Mayor Quill		

CARRIED AND ADOPTED

STATE OF NEW YORK)
) SS.:
COUNTY OF CAYUGA)

I, DEBRA A. McCORMICK, Clerk of the City of Auburn, Cayuga County, New York (the "City"), DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City, held on the 3rd day of May, 2012, including the Ordinance contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full Council of the City consists of five (5) members; that ____ () members of the Council were present at such meeting; and that ____ () of such members voted in favor of the above Ordinance.

I FURTHER CERTIFY that (i) all members of the Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 3rd day of May, 2012.

Debra A. McCormick, Clerk, City of
Auburn, Cayuga County, New York

(SEAL)

Recap – 5/10/12

Council asked staff to follow up on the following:

- Investigate the area of State St. that is not compliant with state regulations and recommend solutions. **Report at next work session, 5/24/12.**
- Identify other streets that potentially violate the same state regulation and present the list at the next Council work session meeting. **Report at next work session, 5/24/12.**
- Bring the Management Policy back for discussion after the budget has passed. **Pending budget approval.**
- Present an amendment to the Parking Ordinance to include provisions for addressing hardship situations. **First reading at next Business meeting, 6/7/12.**
- Jenny Haines to research sales tax and cost per job regarding existing PILOT projects and provide Council and the AIDA board with these reports. **Target is to have this information prior to Monday (5/14/12) AIDA meeting.**
- Chief Giannotta asked Council to visit West Garden Street to determine if they would approve meters on both sides of the street in anticipation of a new business locating in the area. **Dependent on Councilor schedule.**

Budget

- The City Manager asked Council to give direction on any areas they have a desire to focus on.